IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

ORDER
IN
S.B. Civil Second Appeal No.338/2004

Abdul Rashid S/o Shri Abdul Aziz
...defendant-appellant
Versus
Smt. Kanta Gaur W/o Shri Yashwant Kumar
...plaintiff-respondent

Date of Order ::: 21.12.2006

Present
Hon'ble Mr. Justice Narendra Kumar Jain

Shri S.K. Jain, Advocate, for
Shri Surendra Sharma, Counsel for defendant-appellant
Shri Shailesh Prakash Sharma, Counsel for plaintiff-respondent

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By the Court:-

Heard learned counsel for the parties.

The plaintiff-respondent filed a suit for eviction in respect of rented property, which was decreed by the lower court on the ground of bona-fide necessity as well as default in making the payment of monthly rent. The decree of the lower court, so far it relates to the finding of bona-fide necessity is concerned, has been affirmed by the first appellate court. However, the learned first appellate court reversed the finding of the lower court in respect of default in making the payment of rent.

I have heard the learned counsel for both the parties and after considering their submissions in the

light of the concurrent finding of both the courts below on the issue of bona-fide necessity is concerned, I do not find any substantial question of law involved in this second appeal and the same is dismissed at admission stage with no order as to costs.

(Narendra Kumar Jain) J.

//Jaiman//